

DEC 14 2006

MARY L.M. MORAN
CLERK OF COURT

DISTRICT COURT OF GUAM
TERRITORY OF GUAM

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MICHAEL NESBITT,

Defendant.

Criminal Case No. **06-00111**

TRIAL ORDER

IT IS HEREBY ORDERED that the trial for the defendant in this matter is set for **February 7, 2007 at 9:30 a.m.** Pretrial motions shall be filed no later than January 24, 2007.

IT IS FURTHER ORDERED that the following be filed or lodged with this Court no later than January 31, 2007 (seven calendar days prior to trial):

- 1) Proposed jury voir dire questions;
- 2) An original and one copy of the exhibit list - (Government's exhibits numbered; Defendant's exhibits lettered);
- 3) Three complete sets of marked and tabbed exhibits in three-ring binders. A copy of the Exhibit List shall be included in each three-ring binder. The parties shall meet and confer sufficiently in advance of trial and formulate a set of joint exhibits, if possible, to eliminate duplicate exhibits. Those exhibits upon which agreement cannot be reached shall be submitted separately by each respective party;
- 4) Any documents to be used in the examination of witnesses, but not to be introduced into evidence, such as police reports, investigative reports or witness


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- 1 statements - (one copy must be lodged with the Court);
2 5) Proposed verdict forms;
3 6) An original and one copy of witness lists for purposes of
4 voir dire only - (Witness lists shall include: legal
5 names, aliases, nicknames, place of residence and place
6 of employment); and
7 7) Proposed jury instructions - (Those jury instructions
upon which an agreement cannot be reached shall be
submitted in a separate packet, together with the
objections and authority therefor of each party).

8 IT IS FURTHER ORDERED THAT:

- 9 1) If additional witnesses are to be called or additional
10 exhibits are to be submitted, an original and one copy of
11 a supplemental witness list or a supplemental exhibit list
12 must be filed with the Court. Additionally, three copies
13 of pre-marked supplemental exhibits must be lodged
with the Court prior to their use at trial. The three
copies of the pre-marked exhibits must have three holes
punched on the left-hand side so that they can be easily
inserted in the three-ring exhibit binders previously
submitted by the parties.
14 2) If during the course of the trial, additional documents
15 will be used in the examination of witnesses, but not
16 introduced into evidence, one copy of each document
shall be lodged with the Court prior to its use at trial.

17 Date: December 14, 2006

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20 JOAQUIN V.E. MANIBUSAN, JR.
21 U.S. MAGISTRATE JUDGE
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